

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 05 1995

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 05 1995

The applicant Lawrence and Linda Bray

HCR 69, Box 637 of Amargosa Valley
Street and No. or P.O. Box No. City or Town

Nv, 89020 hereby make s application for permission to change the
State and Zip Code No.

Point of Diversion & Place of Use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 17340, Certificate 5865
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is An underground Source
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 5 C.F.S., not to exceed 139.5 acre feet annually.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point Within Government Lot 7, in the SE 1/4 of Section
Describe as being within a 40-acre subdivision of public survey and by course and
32, T.16S., R.49E., M.D.M., or at a point from which the East 1/4 corner of said
distance to a section corner. If on unsurveyed land, it should be stated.
section 32 bears N 42°22'25" E a distance of 2087 feet.
6. The existing permitted point of diversion is located within Within Government Lot 1 in the SE 1/4 of
If point of diversion is not changed, do not answer.
Section 32, T.16S., R.49E., M.D.M., or at a point from which the East 1/4 corner
of said section 32 bears N39°53' E., a distance of 87 feet.
7. Proposed place of use 17.2 Acres within Government Lot 2 in Section 32, T.16S., R.49E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M.D.M. 10.7 Acres within Government Lot 7 in Section 32, T.16S., R.49E.,
M.D.M. 27.9 Total acres
8. Existing place of use 6.4 acres in Government Lot 1, in Section 32, T.16S., R.49E.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
M.D.M. 21.5 acres in Government Lot 8, in Section 32, T.16S., R.49E., M.D.M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
27.9 Total acres
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) A drilled well approximately 400 feet deep,
State manner in which water is to be diverted, i.e. diversion structure,
with a 10 inch diameter steel casing, with a 40 hp. submersible pump
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$12,000
13. Estimated time required to construct works Completed, same as item 11

14. Estimated time required to complete the application of water to beneficial use 5 yrs.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

By s/Lawrence A. Bray
HCR. 69, Box 637
Amargosa Valley, Nv, 89020

Compared jk/sm cl/cms

Protested 6/21/95 by; Amargosa Resources, Inc.

Pro. Overruled
12/6/96; See Ruling APPROVAL
No. 4459 OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 17340 Certificate 5865 is issued subject to the terms and conditions imposed in said Permit 17340 Certificate 5865 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Any well drilled under Permit 17340 Certificate 5865 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.
(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second but not to exceed 139.5 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before March 31, 1998

Proof of completion of work shall be filed before April 30, 1998

Application of water to beneficial use shall be made on or before March 31, 1999

Proof of the application of water to beneficial use shall be filed on or before April 30, 1999

Map in support of proof of beneficial use shall be filed on or before April 30, 1999

Completion of work filed APR 27 1999
Proof of beneficial use filed FEB 28 2001
Cultural map filed FEB 28 2001
Certificate No. 15738 Issued APR 16 2001

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 31st day of March
A.D. 19 97
R. Michael Turnipseed
State Engineer

Abrogated By Port 63407 0.179

(PERMIT TERMS CONTINUED)

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

